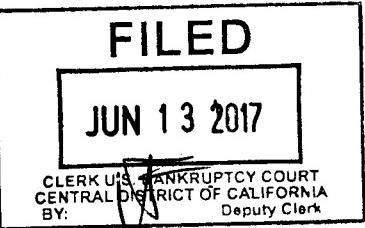


<p>Attorney or Party Name, Address, Telephone &amp; FAX Nos., State Bar No. &amp; Email Address</p> <p>Larnita A. Pette 2588 El Camino Real, Suite F-195 Carlsbad, CA 92008 Mobile: (707) 853-2049 Email: larnita.pette@gmail.com</p> <p>Movant: PRO SE</p> <p><input checked="" type="checkbox"/> Individual appearing without attorney <input type="checkbox"/> Attorney for:</p>	<p>FOR COURT USE ONLY</p> <div style="text-align: center;">  <p><b>FILED</b> <b>JUN 13 2017</b> CLERK U.S. BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA Deputy Clerk</p> </div>
<p><b>UNITED STATES BANKRUPTCY COURT</b> <b>CENTRAL DISTRICT OF CALIFORNIA - LOS ANGELES DIVISION</b></p>	
<p>In re:</p> <p>BEVERLY MONIQUE MURRAY-CALCOTE</p> <p style="text-align: right;">Debtor(s).</p>	<p>CASE NO.: 2:17-bk-11972-RK CHAPTER: 7</p> <p><b>NOTICE OF MOTION FOR:</b></p> <p>MOTION TO EXTEND THE DEADLINE TO FILE AN OBJECTION TO THE DEBTOR'S DISCHARGE PURSUANT TO 11 U.S.C. § 523 AND/OR 11 U.S.C. § 727</p> <p><i>(Specify name of Motion)</i></p> <p>DATE: 07/11/2016 TIME: 2:30 pm COURTROOM: 1675 PLACE: Edward R. Roybal Federal Bldg and Courthouse 255 E. Temple Street Los Angeles, CA 90012</p>

**BY FAX**

1. TO (*specify name*): Beverly Monique Murray-Calcote
  2. NOTICE IS HEREBY GIVEN that on the following date and time and in the indicated courtroom, Movant in the above-captioned matter will move this court for an Order granting the relief sought as set forth in the Motion and accompanying supporting documents served and filed herewith. Said Motion is based upon the grounds set forth in the attached Motion and accompanying documents.
  3. **Your rights may be affected.** You should read these papers carefully and discuss them with your attorney, if you have one. (If you do not have an attorney, you may wish to consult one.)

This form is mandatory. It has been approved for use in the United States Bankruptcy Court for the Central District of California.

4. **Deadline for Opposition Papers:** This Motion is being heard on regular notice pursuant to LBR 9013-1. If you wish to oppose this Motion, you must file a written response with the court and serve a copy of it upon the Movant or Movant's attorney at the address set forth above no less than fourteen (14) days prior to the above hearing date. If you fail to file a written response to this Motion within such time period, the court may treat such failure as a waiver of your right to oppose the Motion and may grant the requested relief.
5. **Hearing Date Obtained Pursuant to Judge's Self-Calendar Procedure:** The undersigned hereby verifies that the above hearing date and time were available for this type of Motion according to the judge's self-calendaring procedures.

Date: 06/13/2017

Larnita A. Pette (Movant - Pro Se)

Printed name of law firm



The signature is handwritten in black ink, appearing to read "Larnita A. Pette". It is written in a cursive, flowing script with a large, stylized initial 'L' and 'A'.

Larnita A. Pette (Movant - Pro Se)

Printed name of attorney

## PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:

A true and correct copy of the foregoing document entitled: **NOTICE OF MOTION FOR (specify name of motion)**  
**MOTION TO EXTEND THE DEADLINE TO FILE AN OBJECTION TO THE DEBTOR'S DISCHARGE PURSUANT**  
**TO 11 U.S.C. § 523 AND/OR 11 U.S.C. § 727.**

will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

**1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF):** Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On (date) \_\_\_\_\_, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

Service information continued on attached page

**2. SERVED BY UNITED STATES MAIL:**

On (date) 06/13/2017, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

PRESIDING JUDGE: Honorable Robert N. Kwan, 255 E. Temple Street, Suite 1682, Los Angeles, CA 90012

DEBTOR: Beverly Monique Murray-Calcote, 3316 West Avenue M-2, Lancaster, CA 93536.

ATTORNEY FOR DEBTOR: Alon Darvish, 9454 Wilshire Blvd., Penthouse Floor, Beverly Hills, CA 90212

CHAPTER 7 TRUSTEE: Rosendo Gonzales, 530 South Hewitt Street, Los Angeles, CA 90013

Service information continued on attached page

**3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each person or entity served):** Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on (date) \_\_\_\_\_, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

---

Date

Printed Name

Signature

---

This form is mandatory. It has been approved for use in the United States Bankruptcy Court for the Central District of California.

Service Information (continued)

ATTORNEY FOR CHAPTER 7 TRUSTEE

Jeremy W. Faith  
Noreen A. Madoyan  
Margulies Faith, LLP  
16030 Ventura Blvd., Suite 470  
Encino, CA 91436

UNITED STATES TRUSTEE

Kenneth G. Lau  
Trial Counsel  
United States Trustee-Region 16  
915 Wilshire Blvd., Suite 1850  
Los Angeles, CA 90017

1 Larnita A. Pette  
2 2588 El Camino Real, Suite F-195  
3 Carlsbad, CA 92008  
4 Mobile: (707) 853-2049  
E-Mail: larnita.pette@gmail.com

5 Movant: PRO SE

6  
7 **UNITED STATES BANKRUPTCY COURT**  
8 **CENTRAL DISTRICT OF CALIFORNIA**  
9 **LOS ANGELES DIVISION**

10 In re

11 Case No.: 2:17-bk-11972-RK

12  
13 **BEVERLY MONIQUE MURRAY-**  
14 **CALCOTE,**

15 Chapter 7

16 Debtor.  
17  
18 **MOTION TO EXTEND THE DEADLINE**  
**TO FILE AN OBJECTION TO THE**  
**DEBTOR'S DISCHARGE PURSUANT TO**  
**11 U.S.C. § 523 AND/OR 11 U.S.C. § 727**

19 DATE: July 11, 2017

TIME: 2:30 p.m.

COURTROOM: 1675

PLACE: Edward R. Roybal Federal  
Building and Courthouse

20 **TO THE HONORABLE ROBERT N. KWAN, UNITED STATED BANKRUPTCY JUDGE;**  
21 **THE DEBTOR; CHAPTER 7 TRUSTEE; UNITED STATES TRUSTEE AND ALL PARTIES**  
22 **IN INTEREST:**

23 Larnita Pette, a party in interest (the "Movant") and plaintiff in pending lawsuits filed  
24 against Beverly Monique Murray-Calcote (the "Debtor") in the San Diego County Superior  
25 Court (the "San Diego Court") and the Orange County Superior Court, Probate Division (the  
26 "Orange County Court"), moves the court for an order pursuant to Rule 4004(b) to extend the  
27 deadline to file a complaint to the Debtor's discharge under 11 U.S.C. § 523 and/or 11  
28 U.S.C. § 727.

1 In support of the Motion to Extend the Deadline, the Movant refers to the following recitals:

2 **RECITALS**

- 3 A. The Debtor filed a petition for relief for under chapter 7 of the Bankruptcy Code on  
4 February 17, 2017.
- 5 B. The Movant's first notice of the Debtor's Chapter 7 Bankruptcy filing occurred on April  
6 5, 2017 when the Debtor filed a Notice of Stay with the San Diego Court in response  
7 to an ex parte hearing scheduled for April 6, 2017. EXHIBIT 1 (Declaration of Stephen  
8 Blea); EXHIBIT 2 (Notice of Stay).
- 9 C. The initial 341 hearing occurred on March 24, 2017. The Debtor failed to disclose her  
10 beneficial interest in the Trust. The hearing was continued to May 1, 2017 for other  
11 deficiencies.
- 12 D. The deadline to file objections to the Debtor's discharge was May 23, 2017.
- 13 E. In the February 17, 2017 Chapter 7 Schedule B filing, the Debtor failed to disclose her  
14 beneficiary interest in the Bobbye J. Rives Trust ("Trust") and the fact she received at  
15 least \$100,000 in inheritance and compensation from the Trust. The Debtor also failed  
16 to disclose her interest in an unscheduled business, Hair Connection Plus.
- 17 F. The Debtor failed to appear at the 341 hearing on May 1, 2017.
- 18 G. The Debtor's 341 hearing was continued to June 5, 2017.
- 19 H. Due to the Debtor's failure to timely serve Notice of Stay to the Movant and California  
20 Courts and her the non appearance at the May 1, 2017 341 hearing, the Movant  
21 requests additional time to determine if and how the Debtor will respond to the  
22 requests of the Chapter 7 trustee.
- 23 I. On May 15, 2017, counsel for the Chapter 7 trustee filed a Motion for Extension of  
24 Time for Filing Complaint Objecting to Debtor's Discharge.
- 25 J. Based on the foregoing, the Movant also respectfully requests that the court: (1) grant  
26 an extension of the deadline for filing an adversary complaint objecting to the Debtor's  
27 Chapter 7 discharge under 11 U.S.C. § 523 and/or 11 U.S.C. § 727 to and through

September 29, 2017; and (2) grant the Movant such and further relief as is just and proper under the circumstances.

## PRAYER

Based on the foregoing, The Movant also respectfully request that the court:

1. Grant the extension to file objection to the Debtor's discharge due to the Debtor's late filing of the Notice of Stay with the CA Courts (on April 6<sup>th</sup> and April 12<sup>th</sup> 2017) after the Debtor's initial 341 hearing on March 24, 2017. The Debtor's untimely filings effectively reduced the Movant's time to file objections to the discharge to less than the 60 day deadline specified under Rule 4004(b).

2. Grant an extension of the deadline for filing an adversary complaint objecting to the Debtor's Chapter 7 discharge under 11 U.S.C. § 523 and/or 11 U. S. C. § 727 to an through September 29, 2017.

3. Grant the Movant such and further relief as is just and proper under the circumstances.

Dated: June 13, 2017

Bv

Larnita A. Pette Movant

# **EXHIBIT 1**

1 Daniel W. Abbott, Esq. (SBN 218334)  
2 Stephen D. Blea, Esq. (SBN 294339)  
3 WITHAM MAHONEY & ABBOTT, LLP  
4 401 B Street, Suite 2220  
5 San Diego, California 92101  
6 Telephone (619) 407-0505  
7 E-Mail: [abbott@wmalawfirm.com](mailto:abbott@wmalawfirm.com)

8 Attorneys for Plaintiff Larnita Pette

9  
10 SUPERIOR COURT OF THE STATE OF CALIFORNIA, COUNTY OF SAN DIEGO

11  
12 CENTRAL DIVISION

13 LARNITA PETTE, as an interested person on  
14 behalf of BOBBYE RIVES (deceased); LARNITA  
15 PETTE, as an individual,

16 Case No. 37-2015-00015654-CU-PO-CTL

17 Plaintiff,  
18 vs.  
19 BEVERLY MURRAY-CALCOTE; RALPH  
20 SANDERS; and DOES 1 through 50, inclusive,  
21 Defendants.

22 DECLARATION OF STEPHEN D. BLEA,  
23 ESQ. IN SUPPORT OF PLAINTIFF'S EX  
24 PARTE APPLICATION FOR AN ORDER  
25 CONTINUING TRIAL DATE AND OTHER  
DEADLINES

26 Date: April 6, 2017  
27 Time: 8:30AM  
Dept.: C-63  
Judge: Hon. Ronald L. Styne

28 I, Stephen D. Blea, Esq., declare as follows:

1. I am an attorney licensed to practice law in the State of California and I am an associate  
2 attorney with Witham Mahoney & Abbott, LLP, counsel for Plaintiff Larnita Pette. This declaration is  
3 submitted in support of Petitioners' Ex Parte Application for an Order Continuing Trial Date and Other  
4 Deadlines. The following facts are within my personal knowledge and, if called as a witness herein, I  
5 can and will competently testify thereto.

2. On April 4, 2017 at approximately 1:30pm, I contacted Defendant Beverly Murray-  
3 Calcote via telephone at her Division with the Los Angeles Police Department. Ms. Murray-Calcote

F I L E D  
Clerk of the Superior Court  
APR 05 2017  
By: S. Klais-Trent, Deputy

was not available at the time I called, and, despite repeated efforts to contact Ms. Murray-Calcote via telephone, I was unable to reach her. I nevertheless left Ms. Murray-Calcote a message at her Division's voicemail informing her this Ex Parte Application would be presented to this Court on April 6, 2017 at 8:30am in Department C-63. This notice complied with California Rules of Court, rule 3.1203(a) and California Rules of Court, rule 3.1204(b).

3. Further, on April 4, 2017 at approximately 2:00pm, I contacted Luis Ventura, counsel of record for Defendant Ralph Sanders, via telephone. I informed Mr. Ventura this Ex Parte Application would be presented to this Court on April 6, 2017 at 8:30am in Department C-63. This notice complied with California Rules of Court, rule 3.1203(a) and California Rules of Court, rule 3.1204(b).

4. In my aforementioned telephone conversation with Mr. Ventua, he emphasized he did not intend to oppose the instant Ex Parte Application. Further, Defendant Murray-Calcote never returned my telephone call regarding the instant Ex Parte Application, and she is not anticipated to oppose the Application.

I declare under penalty of perjury under the laws of the State of California that the foregoing declaration is true and correct. Executed April 5, 2017 at San Diego, California.

By:

Stephen D. Blea, Esq.

4849-0371-4118, v. 1

# **EXHIBIT 2**

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <b>BEVERLY M MURRAY-CALCOTE</b> 3166 W AVE M-2 LANCASTER CA 93536 TELEPHONE NO.: (310) 985-1501 FAX NO. (Optional): E-MAIL ADDRESS (Optional): <a href="mailto:bevcalcote@gmail.com">bevcalcote@gmail.com</a>		FOR COURT USE ONLY <b>FILED CIVIL BUSINESS OFFICE 9 CENTRAL DIVISION 2017 APR -6 PM 4:12 CLERK-SUPERIOR COURT SAN DIEGO COUNTY, CA</b>
ATTORNEY FOR (Name): <b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: 330 W BROADWAY MAILING ADDRESS: SAN DIEGO CA 92101 CITY AND ZIP CODE: BRANCH NAME: CENTRAL</b>		
PLAINTIFF/PETITIONER: LARNITA PETTE DEFENDANT/RESPONDENT: BEVERLY M MURRAY-CALCOTE		
NOTICE OF STAY OF PROCEEDINGS		CASE NUMBER: <b>37-2015-00015654-CU-Po-CTL</b> JUDGE: DEPT.:

To the court and to all parties:

1. Declarant (name): **BEVERLY M MURRAY-CALCOTE**

- a.  is  the party  the attorney for the party who requested or caused the stay.  
b.  is  the plaintiff or petitioner  the attorney for the plaintiff or petitioner. The party who requested the stay has not appeared in this case or is not subject to the jurisdiction of this court.

2. This case is stayed as follows:

- a.  With regard to all parties.  
b.  With regard to the following parties (specify by name and party designation):

3. Reason for the stay:

- a.  Automatic stay caused by a filing in another court. (Attach a copy of the Notice of Commencement of Case, the bankruptcy petition, or other document showing that the stay is in effect, and showing the court, case number, debtor, and petitioners.)  
b.  Order of a federal court or of a higher California court. (Attach a copy of the court order.)  
c.  Contractual arbitration under Code of Civil Procedure section 1281.4. (Attach a copy of the order directing arbitration.)  
d.  Arbitration of attorney fees and costs under Business and Professions Code section 6201. (Attach a copy of the client's request for arbitration showing filing and service.)  
e.  Other:

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: **4-4-17**

**BEVERLY M MURRAY-CALCOTE**  
(TYPE OR PRINT NAME OF DECLARANT)

**Beverly M Murray-Calcote**  
(SIGNATURE)

Page 1 of 1

United States Bankruptcy Court  
Central District of California

**Notice of Bankruptcy Case Filing**

A bankruptcy case concerning the debtor(s) listed below was filed under Chapter 7 of the United States Bankruptcy Code, entered on 02/17/2017 at 4:42 PM and filed on 02/17/2017.

**Beverly Monique Murray-Calcote**  
3166 West Ave M-2  
Lancaster, CA 93536  
SSN / ITIN: xxx-xx-0565



The case was filed by the debtor's attorney:      The bankruptcy trustee is:

**Alon Darvish**  
Law Offices of Alon Darvish  
9454 Wilshire Blvd  
Penthouse Fl  
Beverly Hills, CA 90212  
310-205-5529

**Rosendo Gonzalez (TR)**  
Gonzalez & Associates  
530 S. Hewitt Street, Suite 148  
Los Angeles, CA 90013  
(213) 452-0071

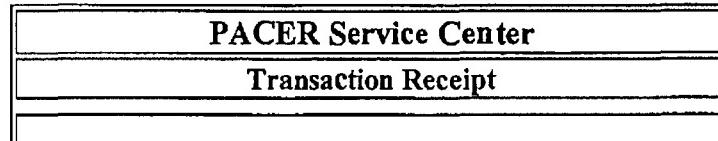
The case was assigned case number 2:17-bk-11972-RK to Judge Robert N. Kwan.

In most instances, the filing of the bankruptcy case automatically stays certain collection and other actions against the debtor and the debtor's property. Under certain circumstances, the stay may be limited to 30 days or not exist at all, although the debtor can request the court to extend or impose a stay. If you attempt to collect a debt or take other action in violation of the Bankruptcy Code, you may be penalized. Consult a lawyer to determine your rights in this case.

If you would like to view the bankruptcy petition and other documents filed by the debtor, they are available at our *Internet* home page [www.cacb.uscourts.gov](http://www.cacb.uscourts.gov) or at the Clerk's Office, 255 East Temple Street,, Los Angeles, CA 90012.

You may be a creditor of the debtor. If so, you will receive an additional notice from the court setting forth important deadlines.

**Kathleen J. Campbell**  
Clerk, U.S. Bankruptcy  
Court



04/05/2017 14:52:15			
PACER Login:	ad2107:3294879:0	Client Code:	
Description:	Notice of Filing	Search Criteria:	2:17-bk-11972-RK
Billable Pages:	1	Cost:	0.10